

REVENUE: No revenue impact

FISCAL: No fiscal impact

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Action: Do Pass as Amended and Be Printed Engrossed

Vote: 5 - 0 - 0

Yeas: Avakian, Beyer, Gordly, Monroe, Prozanski

Nays: 0

Exc.: 0

Prepared By: Anna Braun, Administrator

Meeting Dates: 3/12, 3/28

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**WHAT THE MEASURE DOES:** Increases the number of days for an employer to contest an occupational safety violation or an employee to contest the time to fix a violation from 20 days to 30 days. Increases the number of days for recording a final judgment as a lien on property if penalty is not paid from 10 days to 20 days.

**ISSUES DISCUSSED:**

- Provisions of the measure.

**EFFECT OF COMMITTEE AMENDMENT:**

Changes the timeframe for employers to contest a violation from the current 20 days to 30 days. Changes the time frame for an employee to contest the time to fix the violation from the current 20 days to 30 days. Changes the recording of a final judgment lien from the current 10 days to 20 days.

**BACKGROUND:** The Department of Consumer and Business Services (DCBS) has authority to regulate businesses under the Oregon Safe Employment Act. Appeals by employers have decreased from 19.7 percent in 2001 to 14.7 percent in 2005. Six percent of appeals are currently not considered because they are late, which is an average of 14 per year over the past six years. Of those, 64 percent were late by fewer than 10 days. Increasing the amount of time to appeal a violation is expected to increase the number of appeals.